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Docket No.: OSTEONICS 3.0-408 116-08
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Delogé et al.

Application No.: 10/008,336

Group Art Unit: 3732

Filed: November 8, 2001

Examiner: E. Robert

For: **TARGETING APPARATUS FOR USE IN
PERFORMING ENDOFEMORAL
OSTEOTOMY SURGERY**

RESPONSE TO RESTRICTION REQUIREMENT RECEIVED

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOV 05 2003

TECHNOLOGY CENTER R3700

Dear Sir:

This communication is in response to the Office Action mailed September 30, 2003, setting forth a Restriction Requirement in the above-identified application. In the Office Action, the Examiner required restriction to one of the following inventions under 35 U.S.C. §121:

- I. Claims 1-36, drawn to a targeting apparatus, classified in class 606, subclass 96.
- II. Claims 37-39, drawn to a kit of parts, classified in class 606, subclass 86.
- III. Claims 40-47 drawn to a targeting apparatus, classified in class 606, subclass 98.

In response, Applicants hereby elect the invention of Group III, corresponding to claims 40-47. Applicants reserve the right to file a divisional application corresponding to the non-elected claims.

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I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: October 30, 2003

Signature:

Raymond W. Augustin



3732

AMENDMENT TRANSMITTAL LETTER			Docket No. OSTEONICS 3.0-408
Application No. 10/008,336	Filing Date November 8, 2001	Examiner E. Robert	Art Unit 3732

Applicant(s): Nicolas Delogé, Jean-Pierre Brée, Arnaud Aux Epaules, Philippe Lavieille, and Christophe Cueillette

Invention: TARGETING APPARATUS FOR USE IN PERFORMING ENDOFEMORAL OSTEOTOMY SURGERY

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	23	- 47 =		x	0.00
Independent Claims	1	- 3 =		x	0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					0.00

Large Entity

Small Entity

No additional fee is required for this amendment.

Please charge Deposit Account No. _____ in the amount of \$ _____.
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A check in the amount of \$ _____ to cover the filing fee is enclosed.

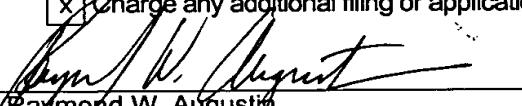
Payment by credit card. Form PTO-2038 is attached.

The Director is hereby authorized to charge and credit Deposit Account No. 12-1095
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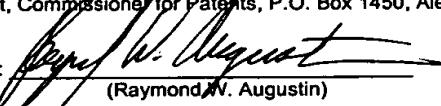
Dated: October 30, 2003


Raymond W. Augustin
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Dated: October 30, 2003

Signature: 

(Raymond W. Augustin)